



*1/14 AE/KS*

**NOTICE OF APPEAL FROM  
THE PRIMARY EXAMINER TO THE BOARD OF APPEALS**

In re Application of:

Confirmation No.: 6196

Fumio HASHIMOTO, *et al.*

Group Art Unit: 1638

Serial No. 10/557,607

Examiner: Keith O. Robinson

Filed: November 22, 2005

Atty. Docket No.: 065836.00005

For: METHOD FOR CROSSING FLOWERING PLANTS BASED ON THEIR PIGMENT GENOTYPES

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

June 4, 2009

Sir:

Applicants hereby appeal to the Board of Appeals from the decision dated February 4, 2009, of the Primary Examiner finally rejecting Claims 1-7 and 12-14.

The item(s) checked below are appropriate:

1.  A petition for an extension of time to respond to the final rejection is filed herewith for one month.
2.  A timely response to the final rejection has been filed, as provided in 841 O.G. 1411.
3.  Fee \$540.00      or       Small Entity \$270.00

Check No. 20761 is enclosed.

Charge to Counsel's Deposit Account No. 50-2222. An additional copy of this Notice is enclosed.

In the event that this paper is not considered to be timely filed, applicants hereby petition for an appropriate extension of time. The fee for this extension may be charged to Counsel's Deposit Account No. 50-2222, along with any other additional fees which may be required with respect to this paper.

SQUIRE, SANDERS & DEMPSEY LLP

Signature (Rule 191(b)) . . .

  
Brad Y. Chin  
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